

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Banita Brandise Saffore,

File No. 21-cv-02743 (ECT/JFD)

Petitioner,

v.

**ORDER ACCEPTING REPORT
AND RECOMMENDATION**

Federal Bureau of Prison and Warden Starr,
Executive Staff,

Respondents.

Magistrate Judge John F. Docherty issued a Report and Recommendation on January 12, 2022. ECF No. 4. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See Fed. R. Civ. P. 72(b); Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all of the files, records, and proceedings in the above-captioned matter, **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 4] is **ACCEPTED**;
2. To the extent Petitioner Banita Brandise challenges her sentence, the Petition for Writ of Habeas Corpus [ECF No. 1] is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction;
3. In all other respects, the Petition for Writ of Habeas Corpus [ECF No. 1] is **DISMISSED WITHOUT PREJUDICE**; and

4. Petitioner's application to proceed *in forma pauperis* [ECF No. 2] is

DENIED.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 4, 2022

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court